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Attorney for Plaintiff MARSHALL LOSKOT

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

MARSHALL LOSKOT, an individual,)	CASE NO. CV-09-4194-SBA
Plaintiff,)	STIPULATION RE EXTENSION OF TIME
)	FOR DEFENDANTS TO ANSWER
v.)	PLAINTIFF'S COMPLAINT;
)	CONTINUING DEADLINE FOR THE
BRAVO PIZZA and RESTAURANT, a.k.a.,)	PARTIES TO CONDUCT THE JOINT
RUDOLPH D. SANTINI, TRUSTEE OF)	SITE INSPECTION AND PROPOSED
THE SANTINI EXCLUSION TRUST;)	ORDER THEREON
IOLE SARI and CLORINDA M.)	
ORLOVICH, TRUSTEES OF THE)	
SANTINI SURVIVORS TRUST; and)	
ROSALIND D. BASTIAN, TRUSTEE OF)	
THE ROSALIND D. BASTIAN)	
REVOCABLE TRUST OF 2005,)	
Defendants.)	

Plaintiff MARSHALL LOSKOT and defendants RUDOLPH D. SANTINI, TRUSTEE
 OF THE SANTINI EXCLUSION TRUST; IOLE SARI and CLORINDA M. ORLOVICH,
 TRUSTEES OF THE SANTINI SURVIVORS TRUST; and ROSALIND D. BASTIAN,
 TRUSTEE OF THE ROSALIND D. BASTIAN REVOCABLE TRUST OF 2005, by and
 through their respective counsel, respectfully request and stipulate, as follows:

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STIPULATION RE EXTENSION OF TIME FOR DEFENDANTS TO ANSWER PLAINTIFF'S COMPLAINT; CONTINUING
 DEADLINE FOR THE PARTIES TO CONDUCT THE JOINT SITE INSPECTION AND [PROPOSED] ORDER THEREON

1 1. **Whereas**, defendants RUDOLPH D. SANTINI, TRUSTEE OF THE SANTINI
2 EXCLUSION TRUST; IOLE SARI and CLORINDA M. ORLOVICH, TRUSTEES OF THE
3 SANTINI SURVIVORS TRUST; and ROSALIND D. BASTIAN, TRUSTEE OF THE
4 ROSALIND D. BASTIAN REVOCABLE TRUST OF 2005, have not responded to plaintiff's
5 complaint;

6 2. **Whereas**, there were some issues with serving defendants, which has now been
7 resolved;

8 3. **Whereas**, the defendants have retained counsel;

9 4. **Whereas**, defendants IOLE SARI and CLORINDA M. ORLOVICH, TRUSTEES
10 OF THE SANTINI SURVIVORS TRUST; and ROSALIND D. BASTIAN, TRUSTEE OF THE
11 ROSALIND D. BASTIAN REVOCABLE TRUST OF 2005, due to age and health issues,
12 defendants have requested and plaintiff has agreed to stipulate that defendant RUDOLPH D.
13 SANTINI, TRUSTEE OF THE SANTINI EXCLUSION TRUST, be the participating party and
14 act on behalf of all defendants in this matter;

15 5. **Whereas**, defendant RUDOLPH D. SANTINI, TRUSTEE OF THE
16 SANITIN EXCLUSION TRUST, has agreed to and stipulated to be the representative for
17 defendants IOLE SARI and CLORINDA M. ORLOVICH, TRUSTEES OF THE SANTINI
18 SURVIVORS TRUST; and ROSALIND D. BASTIAN, TRUSTEE OF THE ROSALIND D.
19 BASTIAN REVOCABLE TRUST OF 2005;

20 6. **Whereas**, defendants IOLE SARI and CLORINDA M. ORLOVICH, TRUSTEES
21 OF THE SANTINI SURVIVORS TRUST; and ROSALIND D. BASTIAN, TRUSTEE OF THE
22 ROSALIND D. BASTIAN REVOCABLE TRUST OF 2005, have agreed to and stipulated to be
23 jointly and severally liable for any sum or sum(s) that defendant RUDOLPH D. SANTINI,
24 TRUSTEE OF THE SANITIN EXLUCSINION TRUST agrees to or becomes obligated to
25 pay;

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STIPULATION RE EXTENSION OF TIME FOR DEFENDANTS TO ANSWER PLAINTIFF'S COMPLAINT; CONTINUING
DEADLINE FOR THE PARTIES TO CONDUCT THE JOINT SITE INSPECTION AND [PROPOSED] ORDER THEREON

1 7. **Whereas**, plaintiff has agreed to and stipulated to dismiss defendants IOLE SARI
2 and CLORINDA M. ORLOVICH, TRUSTEES OF THE SANTINI SURVIVORS TRUST; and
3 ROSALIND D. BASTIAN, TRUSTEE OF THE ROSALIND D. BASTIAN REVOCABLE
4 TRUST OF 2005, in exchange for their stipulation to be obligated for any money defendant
5 RUDOLPH D. SANTINI, TRUSTEE OF THE SANTINI EXCLUSION TRUST, becomes
6 obligated to pay and/or agrees to pay;

7 8. **Whereas**, due to service issues, health conditions and ages of
8 defendants IOLE SARI and CLORINDA M. ORLOVICH, TRUSTEES OF THE SANTINI
9 SURVIVORS TRUST; and ROSALIND D. BASTIAN, TRUSTEE OF THE ROSALIND D.
10 BASTIAN REVOCABLE TRUST OF 2005, defense counsel could not prepare a responsive
11 pleading and therefore, parties were unable to conduct the joint site inspection of the premises on
12 December 21, 2009, as Ordered by General Order 56, ¶3,4; and

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STIPULATION RE EXTENSION OF TIME FOR DEFENDANTS TO ANSWER PLAINTIFF'S COMPLAINT; CONTINUING
DEADLINE FOR THE PARTIES TO CONDUCT THE JOINT SITE INSPECTION AND [PROPOSED] ORDER THEREON

1 9. **Whereas**, in light of the above, the parties, hereto agree, stipulate and respectfully
2 request that defendant RUDOLPH D. SANTINI, TRUSTEE OF THE SANTINI EXCLUSION
3 TRUST be granted up to and including February 8, 2010, to file an answer to the complaint and
4 the last day for the parties and counsel to conduct the joint inspection of the premises pursuant to
5 General Order 56, by and including March 18, 2010.

6 Respectfully submitted,

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8 Dated: January 28, 2010

THOMAS E. FRANKOVICH, ESQ.

A PROFESSIONAL LAW CORPORATION

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11 By: _____/s/_____

12 Thomas E. Frankovich

13 Attorney for Plaintiff MARSHALL LOSKOT, an
14 individual

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28 STIPULATION RE EXTENSION OF TIME FOR DEFENDANTS TO ANSWER PLAINTIFF'S COMPLAINT; CONTINUING
DEADLINE FOR THE PARTIES TO CONDUCT THE JOINT SITE INSPECTION AND [PROPOSED] ORDER THEREON

1 Dated: February 3, 2010

L. JAY PEDERSEN, ESQ.,

2 Bledsoe, Cathcart, Diestel, Pedersen & Treppa LLP

3
4 By: 


L. Jay Pedersen

5 Attorneys for Defendants RUDOLPH D. SANTINI,
6 TRUSTEE OF THE SANTINI EXCLUSION TRUST;
7 IOLE SARI and CLORINDA M. ORLOVICH,
8 TRUSTEES OF THE SANTINI SURVIVORS TRUST;
9 and ROSALIND D. BASTIAN, TRUSTEE OF THE
10 ROSALIND D. BASTIAN REVOCABLE TRUST OF
11 2005

12 **ORDER**

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14 **IT IS SO ORDERED** that the last day for defendant RUDOLPH D. SANTINI,
15 TRUSTEE OF THE SANTINI EXCLUSION TRUST to answer plaintiff's complaint is up to
16 and including February 8, 2010. The last day for the parties and counsel to conduct the General
17 Order 56 site inspection of the premises is up to and including March 18, 2010.

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20 Dated: 2/5, 2010


HONORABLE SAUNDRA B. ARMSTRONG

21 United States District Judge
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STIPULATION RE EXTENSION OF TIME FOR DEFENDANTS TO ANSWER PLAINTIFF'S COMPLAINT; CONTINUING
DEADLINE FOR THE PARTIES TO CONDUCT THE JOINT SITE INSPECTION AND [PROPOSED] ORDER THEREON

CERTIFICATE OR PROOF OF SERVICE

State of California }
County of Marin } ss

I, the undersigned, say: I am and was at all times herein mentioned, a citizen of the United States, over the age of eighteen (18) years and not a party to the within action or proceeding; that my business address is 4328 Redwood Hwy, Suite 300, San Rafael, CA 94903; that on the below date, following normal business practice, I served the foregoing document, described as:

STIPULATION RE EXTENSION OF TIME FOR DEFENDANTS TO ANSWER PLAINTIFF'S COMPLAINT; CONTINUING DEADLINE FOR THE PARTIES TO CONDUCT THE JOINT SITE INSPECTION AND [PROPOSED] ORDER THEREON

on the interested parties in this action, conveyed as follows:


- ☒ by depositing true copies thereof, enclosed in a sealed envelope, with postage thereon fully prepaid:
 - ☒ in first class U.S. Mail
 - in ___ priority or ___ standard overnight mail via Federal Express.

I am readily familiar with this office's practice for collection and processing of correspondence for mailing with the United States Postal Service or Federal Express. In the ordinary course of business, correspondence, including said envelope, will be deposited with the United States Postal Service or Federal Express in San Francisco.

addressed to:

L. Jay Pedersen
Bledsoe, Cathcart, Diestel, Pedersen &
Treppa LLP
601 California Street, 16th Fl.
San Francisco, CA 94108

I declare under penalty of perjury under the laws of the State of California that I am employed in the office of a member of the bar of this court at whose direction the service was made, and that the foregoing is true and correct. Executed this February 4, 2010 at San Rafael, California.


Armetrice Cooper
(Original signed)